

David E. Johnsen, Ph.D.
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1 DAVID E. JOHNSEN, Ph.D.,
2 having been duly sworn, testified as follows:

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4 EXAMINATION

5 BY MR. MCMILLIN:

6 Q Would you state your name, please?

7 A David Edwin Johnsen.

8 Q And you're a clinical psychologist; is that
9 right?

10 A Yes.

11 Q Okay. And you've provided us with your CV. Is
12 your CV that you've provided up to date?

13 A Yes.

14 Q And could you tell me a little bit about the
15 nature of your current practice?

16 A I've been in private practice since 1990 and it
17 is a general clinical practice. It involves treatment of
18 the various psychological disorders. My two areas of
19 specialty are neuropsychology and chronic pain management.

20 Q And I understand you do quite a bit of work for
21 workers' comp claimants, I guess? Or just in the workers'
22 comp system; is that right?

23 A Just as an independent medical examiner for
24 workers' comp.

25 Q Okay. What percentage of your practice involves

1 employee.

2 Q And do you know what the jail did, if anything,
3 after getting this phone call?

4 A I believe that a jail employee and probably one
5 of the deputies spoke to Mr. Ernst.

6 Q And where are you -- how do you come to that
7 belief?

8 A I believe that was a question that came up and I
9 had asked Mr. Walsh about what the reaction was to that.

10 Q But have you seen any testimony or evidence, by
11 way of any documents that supports that he was seen or are
12 you just relying upon what Mr. Walsh told you?

13 A No, I don't recall seeing a document that
14 addressed that.

15 Q Are you going to be providing any opinions about
16 any of the jail's detention officers or deputies or jail
17 employees?

18 A No.

19 Q Okay. Let's get back to your report again. And
20 let's find that exhibit where you kind of list out your
21 opinions and maybe we can go off of that. Okay, that's
22 Exhibit 2. We've kind of got an overview of your
23 opinions, and does this overview of your opinions contain
24 all the opinions that are in your report that you're going
25 to testify about?

1 depression was noted on that.

2 Q Other than a note on intake that he had a
3 history of a diagnosis of depression, are you aware of any
4 evidence that suggests he was suffering from depression or
5 diagnosed with depression during his incarceration?

6 A No, I'm not aware of any.

7 Q You haven't reviewed any of the jail's policies
8 or procedures, have you?

9 A No.

10 Q You're not going to be providing any testimony
11 or opinions about jail or ACH policies or procedures, are
12 you?

13 A No.

14 Q You're not going to be providing any testimony
15 that anyone was deliberately indifferent towards
16 Mr. Ernst, are you?

17 A By "deliberate" or "indifference," can you --

18 Q Do you even know what that terms mean? Have you
19 ever heard "deliberate indifference"?

20 A Well, I kind of know what "deliberate" and
21 "indifferent" mean, but I -- I'm -- want to make sure --

22 Q Legally --

23 A -- that I understand how it's being used here.

24 Q Do you -- what does that mean, to you?

25 A Sort of apathetic and uncaring.